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|---|--|---|--|-----------------|--|
| <b>UTILITY<br/>PATENT APPLICATION<br/>TRANSMITTAL</b>           |  | Attorney Docket No. 0018-14   |  | Total Pages 36  |  |
|   |  | First Named Inventor or Application Identified  |  |                 |  |
|   |  | Inventors: Carl E. Fabian and Philip M. Anderson, III   |  |                 |  |
|   |  | Invention: <b>MINEATURE MAGNETOMECHANICAL TAG FOR DETECTING SURGICAL SPONGES AND IMPLEMENTS</b> |  |                 |  |
| (Only for new nonprovisional applications under 37 CFR 1.53(b)) |  |   |  |                 |  |
|   |  | Express Mail Label No.  |  | EU 950676031 US |  |

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| <b>APPLICATION ELEMENTS</b><br><small>See MPEP chapter 600 concerning utility patent application contents.</small> | <b>ADDRESS TO: Commissioner for Patents</b><br><b>P.O. Box 1450</b><br><b>Alexandria, VA 22313-1450</b> |
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|--|--|
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form<br><small>(Submit an original, and a duplicate for fee processing)</small><br>2. <input checked="" type="checkbox"/> Specification [Total Pages <span style="border: 1px solid black; padding: 0 5px;">30</span> ]<br><small>(preferred arrangement as set forth below)</small><br>- Descriptive title of the Invention<br>- Cross References to Related Applications<br>- Statement Regarding Fed sponsored R & D<br>- Reference to Microfiche Appendix<br>- Background of the Invention<br>- Brief Summary of the Invention<br>- Brief Description of the Drawings (if filed)<br>- Detailed Description<br>- Claim(s)<br>- Abstract of the Disclosure<br>3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets <span style="border: 1px solid black; padding: 0 5px;">4</span> ]<br>4. Oath or Declaration [Total Pages <span style="border: 1px solid black; padding: 0 5px;">2</span> ]<br>a. <input checked="" type="checkbox"/> Newly executed (original or copy)<br>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))<br><small>(for continuation divisional with Box 17 completed)</small><br><small>[Note Box 5 below]</small><br>i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b><br>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).<br>5. <input type="checkbox"/> Incorporation By Reference <small>(useable if Box 4b is checked)</small> . The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. | 6. <input checked="" type="checkbox"/> Express Mailing Certification<br>7. Nucleotide and/or Amino Acid Sequence Submission <small>(if applicable, all necessary)</small><br>a. <input type="checkbox"/> Computer Readable Copy<br>b. <input type="checkbox"/> Paper Copy (identical to computer copy)<br>c. <input type="checkbox"/> Statement verifying identity of above copies |
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|---|
| <b>ACCOMPANYING APPLICATION PARTS</b>   |
| 8. <input type="checkbox"/> Assignment Papers (cover sheet & documents(s))<br>9. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input checked="" type="checkbox"/> Power of Attorney <small>(when there is an assignee)</small><br>10. <input checked="" type="checkbox"/> Applicant Claims Small Entity Status<br>11. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations<br>12. <input type="checkbox"/> Preliminary Amendment<br>13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small><br>14. <input checked="" type="checkbox"/> Small Entity Statement<br>15. <input type="checkbox"/> Certified Copy of Priority Documents <small>(if foreign priority is claimed)</small><br>16. <input type="checkbox"/> Other: _____ |

|   |                                     |   |
|---|-------------------------------------|---|
| <b>17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:</b> |                                     |   |
| <input type="checkbox"/> Continuation   | <input type="checkbox"/> Divisional | <input type="checkbox"/> Continuation-in-part (CIP) |

|   |                                  |           |                |   |                |
|---|----------------------------------|-----------|----------------|---|----------------|
| <b>18. CORRESPONDENCE ADDRESS</b>                                     |                                  |           |                |   |                |
| <input checked="" type="checkbox"/> Customer Number or Bar Code Label |                                  | 000025901 |                | or <input checked="" type="checkbox"/> Correspondence address below |                |
| NAME  | Ernest D. Buff                   |           |                |   |                |
|   | Ernest D. Buff & Associates, LLC |           |                |   |                |
| ADDRESS   | 245 South Street                 |           |                |   |                |
| CITY  | Morristown                       | STATE     | New Jersey     | ZIP CODE  | 07960          |
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 22581 U.S. PTO  
 10/723566


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# FEE TRANSMITTAL

*Note: Effective October 1, 1997  
Patent Fees are subject to annual revision.*

TOTAL AMOUNT OF PAYMENT (\$) 636.00

|                        |                |
|------------------------|----------------|
| Application Number     |                |
| Filing Date            |                |
| First Named Inventor   | Carl E. Fabian |
| Group Art Unit         |                |
| Examiner Name          |                |
| Attorney Docket Number | 0018-14        |

## METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number →

Deposit Account Name → Ernest D. Buff And Associates LLC

- ☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☐ Charge the Issue Fee Set In 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. FILING FEE

| Large Entity Fee Code | Small Entity Fee Code | Fee (\$) | Fee (\$) | Fee Description        | Fee Paid |
|-----------------------|-----------------------|----------|----------|------------------------|----------|
| 101                   | 201                   | 790      | 345      | Utility filing fee     | 385.00   |
| 106                   | 206                   | 330      | 165      | Design filing fee      |          |
| 107                   | 207                   | 540      | 270      | Plant filing fee       |          |
| 108                   | 208                   | 790      | 395      | Reissue filing fee     |          |
| 114                   | 214                   | 150      | 75       | Provisional filing fee |          |
| SUBTOTAL (1)          |                       |          |          |                        | 385.00   |

### 2. CLAIMS

|                           | Extra       | Fee From below | Fee Paid |
|---------------------------|-------------|----------------|----------|
| Total Claims              | 24 - 20 = 4 | X 9 =          | 36.00    |
| Independent Claims        | 8 - 3 = 5   | X 43 =         | 215.00   |
| Multiple Dependent Claims | 0           | X 0 =          | 0.00     |

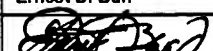
| Large<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Small<br>Fee<br>Code | Entity<br>Fee<br>(\$) | Fee Description   |
|----------------------|-----------------------|----------------------|-----------------------|---|
| 103                  | 18                    | 203                  | 9                     | Claims in excess of 20                                  |
| 102                  | 82                    | 202                  | 43                    | Independent claims in excess of 3                       |
| 104                  | 270                   | 204                  | 135                   | Multiple dependent claim                                |
| 109                  | 82                    | 209                  | 40                    | Reissue independent claims over original patent         |
| 110                  | 18                    | 210                  | 9                     | Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2)         |                       |                      |                       | ( <b>\$</b> ) 251.00                                    |

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity Fee Code             | Small Entity Fee Code | Fee (\$) | Fee (\$) | Fee Description  | Fee Paid |
|-----------------------------------|-----------------------|----------|----------|--|----------|
| 105                               | 205                   | 130      | 65       | Surcharge - late filing fee or oath  |          |
| 127                               | 227                   | 50       | 25       | Surcharge - late provision filing fee or cover sheet                       |          |
| 139                               | 139                   | 130      | 130      | Non-English specification  |          |
| 147                               | 147                   | 2,520    | 2,520    | For filing a request for reexamination                                     |          |
| 112                               | 112                   | 920*     | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 113                               | 113                   | 1,840*   | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 115                               | 215                   | 110      | 55       | Extension for reply within first month                                     |          |
| 116                               | 216                   | 400      | 200      | Extension for reply within second month                                    |          |
| 117                               | 217                   | 950      | 475      | Extension for reply within third month                                     |          |
| 118                               | 218                   | 1,510    | 755      | Extension for reply within fourth month                                    |          |
| 128                               | 228                   | 2,060    | 1,030    | Extension for reply within fifth month                                     |          |
| 119                               | 219                   | 310      | 155      | Notice of Appeal   |          |
| 120                               | 220                   | 310      | 155      | Filing a brief in support of an appeal                                     |          |
| 121                               | 221                   | 270      | 135      | Request for oral hearing   |          |
| 138                               | 138                   | 1,510    | 1,510    | Petition to institute a public use proceeding                              |          |
| 140                               | 240                   | 110      | 55       | Petition to revive - unavoidable   |          |
| 141                               | 241                   | 1,320    | 660      | Petition to revive - unintentional   |          |
| 142                               | 242                   | 1,320    | 660      | Utility issue fee (or reissue)   |          |
| 143                               | 243                   | 450      | 225      | Design issue fee   |          |
| 144                               | 244                   | 670      | 335      | Plant issue fee  |          |
| 122                               | 122                   | 130      | 130      | Petitions to the Commissioner  |          |
| 123                               | 123                   | 50       | 50       | Petitions related to provisional applications                              |          |
| 126                               | 126                   | 240      | 240      | Submission of Information Disclosure Stmt                                  |          |
| 581                               | 581                   | 40       | 40       | Recording each patent assignment per property (times number of properties) |          |
| 146                               | 246                   | 790      | 395      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 149                               | 249                   | 790      | 395      | For each additional invention to be examined (37 CFR 1.29(b))              |          |
| Other fee (specify)               |                       |          |          |  |          |
| Other fee (specify)               |                       |          |          |  |          |
| *Reduced by Basic Filing Fee Paid |                       |          |          |  |          |
| SUBTOTAL (3)                      |                       |          |          |  |          |

## SUBMITTED BY:

Typed or Printed Name Ernest D. Buff  
Signature 

Date 11/26/03

## Complete (if applicable)

Reg. Number 25,833

Deposit Account User ID

112603  
16076 U.S. PTO

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Carl E. Fabian, et al.

Group Art Unit: N/A

Serial No.:

Examiner: N/A

For:

**MINIATURE MAGNETOMECHANICAL TAG FOR  
DETECTING SURGICAL SPONGES AND IMPLEMENTS**

Docket No.:

0018-14

Ernest D. Buff & Associates, LLC  
245 South Street  
Morristown, New Jersey 07960  
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November 26, 2003

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**Certificate of Mailing by Express Mail**

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on  
November 26, 2003.



*Signature*

**Ernest D. Buff**

*Attorney of Record*

*November 26, 2003*

*(Date)*